IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 17TH APRIL 2007 / 27TH CHAITHRA 1929

Bail Appl..No. 2318 of 2007()

PETITIONERS: ACCUSED:

1. KATTAKUNNUMMAL ABDUL RAZAK, AGED 37,
SON OF MUHAMMED, KATTAKUNNUMMAL,
CHUNDUPURATHU PARAMBATHU VAVU, KODUVALLY P.O.,
THAMARASSERY, KOZHIKODE TALUK.

2. THIRUVOTHUPUTHALATHU MARIUMMA, AGED 55
YEARS, WIFE OF MUHAMMED,
CHUNDUPURATHU PARAMBATHU KAVU, KODUVALLY P.O.,
THAMARASSERY, KOZHIKODE TALUK.

3. KATTAKUNNUMMAL RAMLA, AGED 24 YEARS,
DAUGHTER OF MUHAMMED, PAMBANGAL,
CHUNDUPURATHU PARAMBATHU KAVU, KODUVALLY P.O.,
THAMARASSERY, KOZHIKODE TALUK.

4. KATTAKUNNUMMAL MUHAMMED SALIH, AGED 24
YEARS, SON OF MARIUMMA, KATTAKUNNUMMAL,
CHUNDUPURATHU PARAMBATHU KAVU, KODUVALLY P.O.,
THAMARASSERY, KOZHIKODE TALUK.

5. PAMBANGAL NAZAR, AGED 35 YEARS,
SON OF KUNHAHAMMED, PAMBANGAL,
CHUNDUPURATHU PARAMBATHU KAVU, KODUVALLY P.O.,
THAMARASSERY, KOZHIKODE TALUK.

BY ADVS. M/S.JACOB ABRAHAM AND KOCHUMOL KODUVATH

RESPONDENT: STATE:

THE S.I. OF POLICE,
KODUVALLY POLICE STATION, KOZHIKODE, THROUGH
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.FIROZ KHAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.T. SANKARAN, J.

B.A. NO. 2318 OF 2007

Dated this the 17th day of April, 2007

O R D E R

This is an application under Section 438 of the Code of Criminal Procedure for granting anticipatory bail. The petitioners are accused in Crime No.87 of 2007, Koduvally Police Station. The offences alleged against the petitioners are under Sections 406 and 498A read with Section 34 of the Indian Penal Code. The wife of the first petitioner filed a complaint before the Court of Chief Judicial Magistrate, Manjeri, which was forwarded to the police station under Section 156 (3) of the Code of Criminal Procedure. The investigation is in progress. The final report is not filed.

2. I have gone through the complaint filed by the wife of the first petitioner. Considering the facts and circumstances of the case, there will be a direction to the police that in case the petitioners

are arrested, they shall be released on bail on their executing bond for Rs.25,000/- each with two solvent sureties for the like amount. The petitioners shall appear before the investigating officer as and when required in writing. The petitioners shall not try to influence the witnesses or interfere with the smooth investigation of the case.

The Bail Application is allowed as above.

(K.T.SANKARAN)
Judge

ahz/